

**DENTISTRY EXAMINING BOARD  
MINUTES  
JULY 11, 2012**

**PRESENT:** Linda Bohacek, RDH; Mark Braden, DDS; Eileen Donohoo, RDH; John Grignon, DDS; Lyndsay Knoell, DDS; Sandra Linhart, RDH; Kirk Ritchie, DDS; Beth Welter, DDS

**EXCUSED:** Adriana Jaramillo, DDS

**STAFF:** Berni Mattsson, Executive Director; Lydia Thompson, Legal Counsel; Karen Rude-Evans, Bureau Assistant; other DSPS staff

**GUESTS:** Lori Pelke, Midwest Dental; Mara Brooks, Mark Paget and Julio Rodriguez, WDA; Sharri Crowe, WDHA; Cathy Martin, CRDTS Hygiene ERC

**CALL TO ORDER**

Lyndsay Knoell, Chair, called the meeting to order at 8:30 a.m. A quorum of eight (8) members was confirmed.

**PLEDGE OF ALLEGIANCE**

The Board members, staff and guests rose and recited the Pledge of Allegiance.

**ADOPTION OF AGENDA**

**Amendments:**

- After Item C (open session) – insert Monitoring Liaison Appointment
- Item F3g (open session) –Primary Source Verification of Dental Residencies - insert after page 36
- Item F5a (open session), Review and Discuss Scope Statement, is removed from the agenda
- Item K1 (closed session) – Monitoring – Paul Ganshert – insert additional information after page 96
- Case Status Report – insert at the end of the agenda in closed session
- Updated Board Roster – for Board information only

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to adopt the agenda as amended. Motion carried unanimously.

## **APPROVAL OF MINUTES OF MAY 2, 2012**

### **Corrections:**

- On page 1:
  - in the header, correct the date to MAY 2
  - under, GUESTS, in the second line, change “WDS” to “WDA”
  - under PLEDGE OF ALLEGIANCE, insert a period at the end of the sentence
- On page 3:
  - Under REPORT FROM SLEEP APNEA GROUP, in the last sentence, delete “apnea oral appliances” and insert “related breathing disorders”
  - Under INFORMATIONAL ITEMS, insert a period at the end of the sentence

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to approve the minutes of May 2, 2012 as corrected. Motion carried unanimously.

### **MONITORING LIAISON APPOINTMENT**

Lyndsay Knoell appointed Mark Braden as the Monitoring Liaison.

### **SECRETARY MATTERS**

There was no report at this time.

### **EXECUTIVE DIRECTOR MATTERS**

#### **Procedure for Late Additions to the Agenda**

The deadline for the receipt of agenda items is 14 working days prior to the meeting. Any item received after the deadline will be reviewed by the Chair to determine whether or not it will be added to the agenda. Any late additions must be received by Department staff no later than 24 hours before the start of the meeting in order to comply with the Open Meetings Law.

#### **2013 Officer Elections to Be Held at the January 2013 Meeting**

In the past, Board officer elections were held in the fall for the following year to allow officers to attend training at the Department. Training has been put on hold at this time, and the officer elections will now be held at the first meeting of the calendar year.

#### **DSPS Staff Changes**

Kelli Kaalele was promoted to another position within the Department. Katie Koschnick is the new Administrator for the Division of Board Services.

## **BOARD DISCUSSION ITEMS**

### **DIVISION OF ENFORCEMENT MATTERS**

#### **DOE Screening Policy**

Jeanette Lytle, DOE Attorney Supervisor and Complaint Intake and Monitoring Supervisor, gave a presentation to the Board regarding the DOE screening policy. The policy has been in effect since June 2009 and has recently been revised to include legal oversight and a reporting requirement to the boards.

### **EDUCATION AND EXAMINATION MATTERS**

#### **Evaluation of 2005-2008 WREB with ADEX Parts I and III**

The Board reviewed the policy that required dental endorsement applicants who passed WREB between December 1, 2005 through December 30, 2008, to also pass ADEX Parts I and III.

**MOTION:** Eileen Donohoo moved, seconded by Linda Bohacek, to remove the requirement to pass ADEX Parts I and III for those applicants who passed WREB between December 1, 2005 and December 30, 2008. Motion carried unanimously.

### **CREDENTIALING MATTERS**

#### **Appeal Related to Acceptance of WREB Examination**

The Board noted the letter from David Kujak, DMD. This will be deliberated in closed session.

#### **Motion Identifying a Board Credentialing Liaison and Delegating Certain Credentialing Authority**

The Board reviewed the document and made some language changes. Legal Counsel Lydia Thompson will make the revisions and submit the document for the September meeting agenda.

#### **Update on DE 2.04(1)(c) Regarding Dental Endorsement Applicants and Failing Any Examination Within the Last Three Years**

The Board reviewed and discussed DE 2.04(1)(c) regarding dental endorsement applications and failing any examination within the last three years. The Board would like to repeal this rule and asked Legal Counsel Lydia Thompson to provide options for accomplishing this task at the September meeting.

#### **Discussion of DE 2.09 Regarding Failure and Re-examination**

The Board reviewed the scope statement for DE 2.09 regarding failure and re-examination. The discussion was tabled to the September meeting. Staff from the Division of Professional Credential Processing and the Office of Education and Examinations should be included in the discussion.

### **Licensure Options for Foreign-Trained Dentists**

There are distinctive rules in place for foreign-trained dentist applicants and for faculty dentist applicants. Applicants for any dental license must meet all the requirements before a license can be granted. The Dentistry Examining Board does not issue specialty licenses.

### **Military Training Equivalency for Dental Hygienists**

2011 Wisconsin Act 120 allows veterans to use certain military education, training and other experience to fulfill certain requirements for a professional credential. The Board reviewed this information and determined that the military dental hygiene training may not be equivalent to the training received at accredited dental hygiene schools. Candidates applying for a dental hygiene license based on military experience only will need to be reviewed on a case-by-case basis.

### **Primary Source Verification of Dental Residencies**

Primary source verifications are currently only done for dental schools but not for dental residency programs. As of August 1, 2012, new rules go into effect in which dental residencies are considered active practice.

**MOTION:** Lyndsay Knoell moved, seconded by Mark Braden, to have the Department do primary source verifications of dental residency programs and to have the Division of Professional Credential Processing create a form for this purpose. Motion carried unanimously.

## **PRACTICE QUESTIONS/ISSUES**

There were no practice questions.

## **AADB MATTERS**

### **AADB Liaison and Annual Meeting**

William Stempski was the Board's AADB liaison. No Board members will attend the AADB Annual meeting October 17-18, 2012.

## **LIAISON REPORTS**

There were no liaison reports.

## **REPORT FROM SLEEP APNEA WORK GROUP**

Mark Braden reviewed the recommendations from the sleep apnea work group with the Board. The Board members made some changes.

**MOTION:** Eileen Donohoo moved, seconded by Kirk Ritchie, to adopt the position paper on sleep apnea as amended with the grammar and punctuation changes. Motion carried unanimously.

## **SPEAKING ENGAGEMENT, TRAVEL AND PUBLIC RELATION REQUESTS**

Eileen Donohoo will attend the CRDTS Annual Steering Committee Meeting August 24-25 in Kansas City, MO.

## **INFORMATIONAL ITEMS**

### **Letter to Dr. Lobb**

This item was noted.

### **Letters to the ADA Concerning Portfolio-Style Examination**

This item was noted.

## **NEW/OTHER BUSINESS**

None.

## **PUBLIC COMMENTS**

Sharri Crowe, WDHA, asked if the portfolio style examinations were for dentists or dental hygienists. These exams are for dentists.

## **CLOSED SESSION**

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to convene to Closed Session to deliberate on cases following hearing (Wis. Stat. § 19.85(1) (a)), to consider licensure or discipline (Wis. Stat. § 19.85(1) (b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1) (f)), and to confer with legal counsel (Wis. Stat. § 19.85(1) (g)). Roll call vote: Linda Bohacek-yes; Mark Braden-yes; Eileen Donohoo-yes; John Grignon-yes; Lyndsay Knoell-yes; Sandra Linhart-yes; Kirk Ritchie-yes; Beth Welter-yes. Motion carried unanimously.

Open Session recessed at 10:57 a.m.

## **RECONVENE TO OPEN SESSION**

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 1:18 p.m.

**VOTING ON ITEMS CONSIDERED/DELIBERATED IN CLOSED SESSION**

**PROPOSED STIPULATION(S), FINAL DECISION(S) AND ORDER(S)**

**MOTION:** Linda Bohacek moved, seconded by John Grignon, to adopt the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **James J. Thorpe, DMD (11 DEN 041)**. Motion carried unanimously.

**MONITORING**

**MOTION:** Eileen Donohoo moved, seconded by Linda Bohacek, to deny the request from **Paul J. Ganshert, DDS**, for termination of the requirement for therapy as he has not met the requirements of the original order. Motion carried unanimously.

**MOTION:** Lyndsay Knoell moved, seconded by Eileen Donohoo, to grant the request from **Jeffrey T. Slavik, DDS**, to reduce drug screenings to 26 times per year with 1 hair test, and deny the request to remove the limitation from performing third molar extractions, and deny the request to terminate the professional mentor requirement, instead requiring a reduction in meetings with the professional mentor to one time per month, alternating monthly between a general dentist and oral surgeon as the professional mentors. The Petitioner shall not reduce the frequency of meetings with the current professional mentor until he obtains pre-approval of the new mentors by the Board or its designee. The Petitioner shall not petition the Board for any modifications until he has complied with the terms of this Order for one full year. Motion carried unanimously.

**CASE CLOSING(S)**

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to close case **11 DEN 062 for insufficient evidence**. Motion carried unanimously.

**MOTION:** Eileen Donohoo moved, seconded by Linda Bohacek, to close case **11 DEN 111 for no violation against respondent J.H.R., DDS**. Motion carried unanimously.

**MOTION:** Eileen Donohoo moved, seconded by Linda Bohacek, to close case **12 DEN 028 for insufficient evidence**. Motion carried unanimously.

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to close case **12 DEN 040 for compliance gained against respondent M.B.B., DDS; and for no violation against respondents S.W.C., DDS, and J.W.F., DDS.** Motion carried unanimously.

#### **APPLICATION REVIEW**

**MOTION:** Lyndsay Knoell moved, seconded by Kirk Ritchie, to grant a license to **David Kujak, DMD**, when all requirements are met. Motion carried unanimously.

#### **ADJOURNMENT**

**MOTION:** Eileen Donohoo moved, seconded by Lyndsay Knoell, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:24 p.m.